

United States Court of Appeals**FILED**

For the Seventh Circuit

Chicago, Illinois 60604

JANUARY 28, 2008MICHAEL W. DOBBINS
CLERK, U.S. DISTRICT COURT**FEE NOTICE and ORDER****Date: January 25, 2008****Re: Doss, Kerwin D. v. State of Illinois**

Appeal No.: 08-1203

Appeal from the United States District Court for the
Northern District of Illinois, Eastern Division
No. 07 C 6538, Charles R. Norgle, JudgeTo: Kerwin D. Doss
WILL COUNTY ADULT DIVISION FACILITY
#063125
95 S. Chicago Street
Joliet, IL 60436
USA

Circuit Rule 3(b) empowers the clerk to dismiss an appeal if the docket fee is not paid within fourteen (14) days of the docketing of the appeal. This appeal was docketed on 1/25/08. The District Court has indicated that as of 1/23/08 the docket fee has not been paid. Depending on your situation, you should:

1. Pay the required \$450.00 docketing fee PLUS the \$5.00 notice of appeal filing fee to the District Court Clerk, **if you have not already done so.** The Court of Appeals cannot accept this fee. You should keep a copy of the receipt for your records.
2. File a motion to proceed on appeal in forma pauperis with the District Court, along with a certified copy of your prison trust account statement for the 6 month period preceding the filing of the notice of appeal, **if you have not already done so.** An original and three copies of that motion, with proof of service on your opponent, is required. This motion must be supported by a sworn affidavit in the form prescribed by Form 4 of the Appendix of Forms to the Federal Rules of Appellate Procedure (as amended 12/1/98), listing the assets and income of the appellant(s).
3. If the motion to proceed on appeal in forma pauperis is denied by the district court, you must either pay the required \$450.00 docketing fee PLUS the \$5.00 notice of appeal filing fee to the District Court Clerk, within 14 days after service of notice of the action of the district court, or within 30 days of that date, renew your motion to proceed on appeal in forma pauperis with this court. If the motion is renewed in this court, it must comply with the terms of Fed. R. App. P. 24(a). In addition, you must provide this court with a brief memorandum explaining why you contend the district court's denial of leave to proceed on appeal in forma pauperis is erroneous. **NOTE:** The document should be titled "MEMORANDUM IN SUPPORT OF PLRA

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MOTION FOR LEAVE TO PROCEED ON APPEAL IN FORMA PAUPERIS
and must be filed within 30 days of service of the order
of the district court.

Further, this appeal is subject to the Prison Litigation
Reform Act. Accordingly,

IT IS ORDERED that all other proceedings in this appeal
are **SUSPENDED** pending the assessment and payment of any necessary
fees. See Newlin v. Helman, 123 F.3d 429, 434
(7th Cir. 1997). The court will take no further action in this
appeal until the fee status is resolved.

Neither party should tender any brief or motion that is not
related to appellant's fee status on appeal. Appellee is under no
obligation either to file a brief or to respond to any such motion
filed by appellant. Any motion not related to appellant's fee
status will be deemed denied without further court action.

(1261-040500)
bcc: Michael W. Dobbins